

**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF TEXAS
WACO DIVISION**

**AMANDA STEWART & BRIAN
BIEZINSKI**

Plaintiffs,

v.

**CONNALLY INDEPENDENT
SCHOOL DISTRICT**

Defendant.

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CIVIL NO. W-23-CV-00332-ADA

**ORDER ADOPTING MAGISTRATE
JUDGE’S REPORT AND RECOMMENDATION**

Before the Court is the Report and Recommendation of United States Magistrate Judge Jeffrey C. Manske. ECF No. 22. The report recommends Defendant’s Amended Motion to Dismiss (ECF No. 12) be **GRANTED IN PART AND DENIED IN PART**. The report and recommendation was filed on October 12, 2023.


A party may file specific, written objections to the proposed findings and recommendations of the magistrate judge within fourteen days after being served with a copy of the report and recommendation, thereby securing *de novo* review by the district court. 28 U.S.C. § 636(b); Fed. R. Civ. P. 72(b). As of today, neither party has filed objections.

When no objections are timely filed, a district court reviews the magistrate judge’s report and recommendation for clear error. *See* Fed. R. Civ. P. 72 advisory committee’s note (“When no timely objection is filed, the [district] court need only satisfy itself that there is no clear error on the face of the record in order to accept the recommendation.”). The Court has reviewed the report and recommendation and finds no clear error.

IT IS THEREFORE ORDERED that the Report and Recommendation of United States Magistrate Judge Manske (ECF No. 22) is **ADOPTED**.

IT IS FURTHER ORDERED that Defendant's Amended Motion to Dismiss (ECF No. 12) is **GRANTED IN PART AND DENIED IN PART** as follows: Defendant's Amended Motion to Dismiss is **GRANTED** with regards to Brian Biezinski's claims against Connally Independent School District and **DENIED** with regards to Amanda Stewart's claims against Connally Independent School District.

SIGNED this 17th day of November, 2023.



ALAN D ALBRIGHT
UNITED STATES DISTRICT JUDGE